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PATENT TRADEMARK OFFICE

PATENT
Customer Number 22,852
Application No. 09/749,036
Attorney Docket No. 5725-0832-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Véronique FERRARI et al.

Application No.: 09/749,036

Filed: December 28, 2000

For: COMPOSITION COMPRISING AT
LEAST ONE HETERO POLYMER
AND AT LEAST ONE PASTY
FATTY SUBSTANCE AND
METHODS FOR USE

Group Art Unit: 1615

Examiner: S. Howard

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Office the documents listed on the attached PTO Form 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a final Office Action, Quayle Action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by § 1.17(p).

Copies of the listed documents are attached. Applicants respectfully request that the Office consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

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The listed documents were cited either in the International Search Report in PCT/US01/47497, which is a counterpart to copending U.S. Application No. 09/733,898, or on the face of U.S. Patent No. 5,783,657. Documents cited in the International Search Report but which are not submitted herewith have already been submitted to the Office in prior Information Disclosure Statements. A copy of the search report is also attached.

With respect to the non-English language document, Applicants submit the following remarks:

1. **EP 1 068 855** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the listed documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

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If there is any additional fee due in connection with the filing of this Statement,
please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 16, 2003

By: 

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